



PATENT
Attorney Docket N° 38381DR1

**COMBINED DECLARATION AND POWER OF
ATTORNEY IN A PATENT APPLICATION**

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name; that I believe that I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**COMBINATION RADIO FREQUENCY IDENTIFICATION TRANSPONDER
(RFID TAG) AND MAGNETIC ELECTRONIC ARTICLE
SURVEILLANCE (EAS) TAG**

described and claimed in the specification as filed on _____ as U.S. Serial N° _____, via United States Postal Service Express Mail Label N° EL 025 200 263 US.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37 C.F.R. §1.56(a).

**CLAIM FOR BENEFIT OF EARLIER U.S.
APPLICATIONS UNDER 35 U.S.C. §120**

I hereby claim the benefit under 35 U.S.C. §120 of any United States applications that are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in those prior applications in the manner provided by the first paragraph of 35 U.S.C. §112, we acknowledge the duty to disclose information that is material as defined 37 C.F.R. §1.56(a), which occurred between the filing date of the prior applications and the filing date of this application.

USSN

Filing Date

Inventor(s)

Status

N/A

**CLAIM FOR BENEFIT OF EARLIER
APPLICATIONS UNDER 35 U.S.C. §119(e)**

I hereby claim priority benefits under 35 U.S.C. §119(e), of any applications for patent or inventor's certificate listed below:

<u>USPSN</u>	<u>Filing Date</u>	<u>Inventor(s)</u>	<u>Status</u>
60/102,476	09/30/98	Brady et al.	Provisional

**CLAIM FOR BENEFIT OF EARLIER PCT
APPLICATIONS UNDER 35 U.S.C. §119**

I hereby claim foreign priority benefits under 35 U.S.C. §119, of any foreign applications for patent or inventor's certificate listed below:

<u>PCT Application N°</u>	<u>Filing Date</u>	<u>Country</u>
N/A		

I hereby appoint as my attorneys, with full powers of substitution and revocation, to prosecute this application and to transact all business with the Patent and Trademark Office connected therewith:

William M. Wesley	Reg. N° 26,521
Herbert D. Hart, III	Reg. N° 30,063
Robert W. Fieseler	Reg. N° 31,826
George P. McAndrews	Reg. N° 22,760
John J. Held	Reg. N° 21,061
Timothy J. Malloy	Reg. N° 25,600
J. Michael Jarvis	Reg. N° 27,341
Robert C. Ryan	Reg. N° 29,343
Gregory J. Vogler	Reg. N° 31,313
Donald J. Pochopien	Reg. N° 32,167
Jean Dudek Kuelper	Reg. N° 30,171
Steven J. Hampton	Reg. N° 33,707
Alejandro Menchaco	Reg. N° 34,389
Priscilla F. Gallagher	Reg. N° 32,223
Robert B. Polit	Reg. N° 33,993
George F. Wheeler	Reg. N° 28,766
D. David Hill	Reg. N° 35,543
Christopher C. Winslade	Reg. N° 36,308
Thomas J. Wimbiscus	Reg. N° 36,059
John S. Artz	Reg. N° 36,431
Gregory C. Schodde	Reg. N° 36,668
Edward A. Mas	Reg. N° 37,179
Patrick J. Arnold	Reg. N° 37,769

Kirk A. Vander Leest
of MCANDREWS, HELD & MALLOY, LTD., Suite 3400, 500 West Madison Street, Chicago, Illinois 60661.
Telephone (312) 707-8889; and

Reg. N° 34,036

Sean Patrick Suiter
Scott C. Rand
Kenneth J. Cool
of Omaha, Nebraska; and

Reg. N° 34,260
Reg. N° 40,359
Reg. N° 40,570

Van Metre Lund
of North Brook, Illinois; and

Reg. N° 16,968

James D. Bennett
of Austin, Texas; and

Reg. N° 37,550

Donald R. Schoonover
of Kansas City, Missouri; and

Reg. N° 34,924

R. Lewis Gable
of Washington, D.C.; and

Reg. N° 22,479

John H. Sherman
Winfred O.E. Schellin
Michael F. Williams
of Cedar Rapids, Iowa.

Reg. N° 16,909
Reg. N° 25,916
Reg. N° 39,875

Please direct all correspondence to:

SEAN PATRICK SUITER
SUITER & ASSOCIATES, PC
11516 Nicholas Street, Suite 205
Omaha, NE 68154-4409
(402) 496-0300 (Telephone)
(402) 496-0333 (Facsimile)

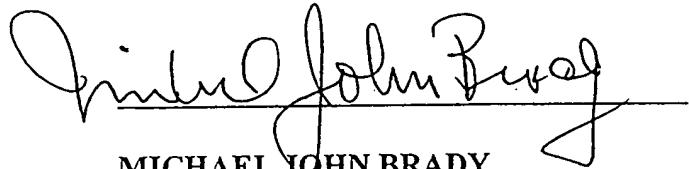
DECLARATION

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The Attorney of Record herein is hereby authorized to insert the Serial Number and filing date when received from the United States Patent and Trademark Office.

Dated: 10/16/98

FULL NAME OF INVENTOR:

A handwritten signature in cursive script, appearing to read "Michael John Brady", written over a horizontal line.

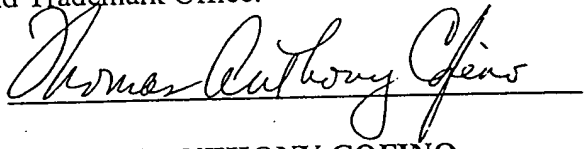
MICHAEL JOHN BRADY
A Citizen of the United States
72 Seven Oaks Lane
Brewster, New York 10509

DECLARATION

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The Attorney of Record herein is hereby authorized to insert the Serial Number and filing date when received from the United States Patent and Trademark Office.

Dated: _____



FULL NAME OF INVENTOR:

THOMAS ANTHONY COFINO
A Citizen of the United States
19 Jean Street
Rye, New York 10580

DECLARATION

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The Attorney of Record herein is hereby authorized to insert the Serial Number and filing date when received from the United States Patent and Trademark Office.

Dated: 10/16/98

Dahwei D

FULL NAME OF INVENTOR:

DAH-WEIH DUAN
A Citizen of the Republic of China
1185 Park Lane
Yorktown Heights, New York 10598

DECLARATION

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The Attorney of Record herein is hereby authorized to insert the Serial Number and filing date when received from the United States Patent and Trademark Office.

Dated: 10/21/98

Richard Joseph Gambino

FULL NAME OF INVENTOR:

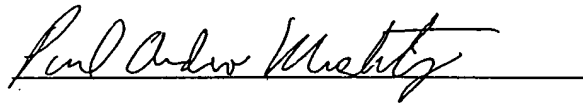
RICHARD JOSEPH GAMBINO
A Citizen of the United States
148 Sycamore Circle
Stony Brook, New York 11790

DECLARATION

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The Attorney of Record herein is hereby authorized to insert the Serial Number and filing date when received from the United States Patent and Trademark Office.

Dated: Oct 20, 1998



FULL NAME OF INVENTOR:

PAUL ANDREW MOSKOWITZ
A Citizen of the United States
2015 Hunterbrook Road
Yorktown Heights, New York 10598

DECLARATION

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The Attorney of Record herein is hereby authorized to insert the Serial Number and filing date when received from the United States Patent and Trademark Office.

Dated: 10/16/98

Alejandro Gabriel Schrott

FULL NAME OF INVENTOR:

ALEJANDRO GABRIEL SCHROTT

A Citizen of the United States
175 West 12th Street, Apt. 9-B
New York, New York 10011

DECLARATION

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The Attorney of Record herein is hereby authorized to insert the Serial Number and filing date when received from the United States Patent and Trademark Office.

Dated: 10/16/98

Robert Jacob von Gutfeld 10/16/98

FULL NAME OF INVENTOR:

ROBERT JACOB VON GUTFELD
A Citizen of the United States
600 West 115th Street
New York, New York 10028



411951-164 (38381D)

SUPPLEMENTAL DECLARATION AND PETITION

As the below named inventors, we hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names.

We believe that we are an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled COMBINATION RADIO FREQUENCY IDENTIFICATION TRANSPONDER (RFID TAG) AND MAGNETIC ELECTRONIC ARTICLE SURVEILLANCE (EAS) TAG, the specification of which was filed with the U.S. Patent and Trademark Office on October 28, 1998, bearing Serial No. 09/181,505.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed: NONE

PRIOR FOREIGN APPLICATION(S)

Priority claimed

Number	Country	Date Filed	Yes	No
				Priority claimed

Number	Country	Date Filed	Yes	No
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We hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

60/102,476	September 30, 1998
Application Serial No.	Filing Date

60/093,088	July 16, 1998
Application Serial No.	Filing Date

We hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

09/071,413

Application Serial No.

May 1, 1998

Filing Date

Application Serial No.

Filing Date

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Correspondence should be addressed to:

Brian M. Berliner
O'MELVENY & MYERS LLP
400 South Hope Street
Los Angeles, California 90071-2899
Telephone (213) 430-6000

Wherefore we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, and we hereby subscribe our names to the foregoing specification and claims, declaration and petition.

Full name of first inventor: MICHAEL JOHN BRADY

Inventor's signature:

Date:

Residence: 72 Seven Oaks Lane, Brewster, New York 10509

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of second inventor: THOMAS ANTHONY COFINO

Inventor's signature: _____

Date: _____

Residence: 19 Jean Street, Rye, New York, New York 10580

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of third inventor: DAH-WEIH DUAN

Inventor's signature: _____

Date: _____

Residence: 1185 Park Lane, Yorktown Heights, New York 10598

Citizenship: Taiwan, Republic of China

Post Office Address: Same as above

Full name of fourth inventor: RICHARD JOSEPH GAMBINO

Inventor's signature: _____

Date: _____

Residence: 148 Sycamore Circle, Stony Brook, New York 11790

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of fifth inventor: PAUL ANDREW MOSKOWITZ

Inventor's signature: _____

Date: _____

Residence: 2015 Hunterbrook Road, Yorktown Heights, New York 10598

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of sixth inventor: ALEJANDRO GABRIEL SCHROTT

Inventor's signature: _____

Date: _____

Residence: 175 West 12th Street #9B, New York, New York 10011

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of seventh inventor: ROBERT JACOB VON GUTFELD

Inventor's signature: _____

Date: _____

Residence: 600 West 115th Street, New York, New York 10028

Citizenship: U.S.A.

Post Office Address: Same as above





411951-164 (38381D)

SUPPLEMENTAL DECLARATION AND PETITION

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PRIOR FOREIGN APPLICATION(S)

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Inventor's signature: _____

Date: _____

Residence: 72 Seven Oaks Lane, Brewster, New York 10509

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of second inventor: THOMAS ANTHONY COFINO

Inventor's signature: Thomas Anthony Cofino

Date: September 29, 2000

Residence: 19 Jean Street, Rye, New York, New York 10580

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of third inventor: DAH-WEIH DUAN

Inventor's signature: _____

Date: _____

Residence: 1185 Park Lane, Yorktown Heights, New York 10598

Citizenship: Taiwan, Republic of China

Post Office Address: Same as above

Full name of fourth inventor: RICHARD JOSEPH GAMBINO

Inventor's signature: _____

Date: _____

Residence: 148 Sycamore Circle, Stony Brook, New York 11790

Citizenship: U.S.A.

Post Office Address: Same as above

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Inventor's signature: _____

Date: _____

Residence: 2015 Hunterbrook Road, Yorktown Heights, New York 10598

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of sixth inventor: ALEJANDRO GABRIEL SCHROTT

Inventor's signature: _____

Date: _____

Residence: 175 West 12th Street #9B, New York, New York 10011

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of seventh inventor: ROBERT JACOB VON GUTFELD

Inventor's signature: _____

Date: _____

Residence: 600 West 115th Street, New York, New York 10028

Citizenship: U.S.A.

Post Office Address: Same as above



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PRIOR FOREIGN APPLICATION(S)

Priority claimed

Number	Country	Date Filed	Yes	No
				Priority claimed

Number	Country	Date Filed	Yes	No
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Citizenship: U.S.A.

Post Office Address: Same as above

Full name of third inventor: DAH-WEIH DUAN

Inventor's signature: *Dahweih Duan*

Date: 9/22/2000

Residence: 1185 Park Lane, Yorktown Heights, New York 10598

Citizenship: Taiwan, Republic of China

Post Office Address: Same as above

Full name of fourth inventor: RICHARD JOSEPH GAMBINO

Inventor's signature: _____

Date: _____

Residence: 148 Sycamore Circle, Stony Brook, New York 11790

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of fifth inventor: PAUL ANDREW MOSKOWITZ

Inventor's signature: _____

Date: _____

Residence: 2015 Hunterbrook Road, Yorktown Heights, New York 10598

Citizenship: U.S.A.

Post Office Address: Same as above

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Inventor's signature: _____

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Citizenship: U.S.A.

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Yes

No

Priority claimed

Number	Country	Date Filed
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Yes

No

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Application Serial No.

September 30, 1998

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09/071,413

Application Serial No.

May 1, 1998

Filing Date

Application Serial No.

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Date: _____

Residence: 72 Seven Oaks Lane, Brewster, New York 10509

Citizenship: U.S.A.

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Residence: 1185 Park Lane, Yorktown Heights, New York 10598

Citizenship: Taiwan, Republic of China

Post Office Address: Same as above

Full name of fourth inventor: RICHARD JOSEPH GAMBINO

Inventor's signature: Richard Joseph Gambino

Date: 9/22/2000

Residence: 148 Sycamore Circle, Stony Brook, New York 11790

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of fifth inventor: PAUL ANDREW MOSKOWITZ

Inventor's signature: _____

Date: _____

Residence: 2015 Hunterbrook Road, Yorktown Heights, New York 10598

Citizenship: U.S.A.

Post Office Address: Same as above

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Inventor's signature: _____

Date: _____

Residence: 175 West 12th Street #9B, New York, New York 10011

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of seventh inventor: ROBERT JACOB VON GUTFELD

Inventor's signature: _____

Date: _____

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Citizenship: U.S.A.

Post Office Address: Same as above



411951-164 (38381D)

SUPPLEMENTAL DECLARATION AND PETITION

As the below named inventors, we hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names.

We believe that we are an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled COMBINATION RADIO FREQUENCY IDENTIFICATION TRANSPONDER (RFID TAG) AND MAGNETIC ELECTRONIC ARTICLE SURVEILLANCE (EAS) TAG, the specification of which was filed with the U.S. Patent and Trademark Office on October 28, 1998, bearing Serial No. 09/181,505.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed: NONE

PRIOR FOREIGN APPLICATION(S)

Priority claimed

Number	Country	Date Filed	Yes	No
				Priority claimed

Number	Country	Date Filed	Yes	No

We hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

60/102,476	September 30, 1998
Application Serial No.	Filing Date
60/093,088	July 16, 1998
Application Serial No.	Filing Date

We hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>09/071,413</u>	<u>May 1, 1998</u>
Application Serial No.	Filing Date

_____	_____
Application Serial No.	Filing Date

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Correspondence should be addressed to:

Brian M. Berliner
O'MELVENY & MYERS LLP
400 South Hope Street
Los Angeles, California 90071-2899
Telephone (213) 430-6000

Wherefore we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, and we hereby subscribe our names to the foregoing specification and claims, declaration and petition.

Full name of first inventor: MICHAEL JOHN BRADY

Inventor's signature: _____

Date: _____

Residence: 72 Seven Oaks Lane, Brewster, New York 10509

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of second inventor: THOMAS ANTHONY COFINO

Inventor's signature: _____

Date: _____

Residence: 19 Jean Street, Rye, New York, New York 10580

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of third inventor: DAH-WEIH DUAN

Inventor's signature: _____

Date: _____

Residence: 1185 Park Lane, Yorktown Heights, New York 10598

Citizenship: Taiwan, Republic of China

Post Office Address: Same as above

Full name of fourth inventor: RICHARD JOSEPH GAMBINO

Inventor's signature: _____

Date: _____

Residence: 148 Sycamore Circle, Stony Brook, New York 11790

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of fifth inventor: PAUL ANDREW MOSKOWITZ

Inventor's signature: Paul Moskowitz

Date: 9/22/2000

Residence: 2015 Hunterbrook Road, Yorktown Heights, New York 10598

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of sixth inventor: ALEJANDRO GABRIEL SCHROTT

Inventor's signature: _____

Date: _____

Residence: 175 West 12th Street #9B, New York, New York 10011

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of seventh inventor: ROBERT JACOB VON GUTFELD

Inventor's signature: _____

Date: _____

Residence: 600 West 115th Street, New York, New York 10028

Citizenship: U.S.A.

Post Office Address: Same as above



411951-164 (38381D)

SUPPLEMENTAL DECLARATION AND PETITION

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PRIOR FOREIGN APPLICATION(S)

Priority claimed

Number	Country	Date Filed	Yes	No
				Priority claimed

Number	Country	Date Filed	Yes	No
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09/071,413

Application Serial No.

May 1, 1998

Filing Date

Application Serial No.

Filing Date

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Correspondence should be addressed to:

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400 South Hope Street
Los Angeles, California 90071-2899
Telephone (213) 430-6000

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Inventor's signature: _____

Date: _____

Residence: 72 Seven Oaks Lane, Brewster, New York 10509

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of second inventor: THOMAS ANTHONY COFINO

Inventor's signature: _____

Date: _____

Residence: 19 Jean Street, Rye, New York, New York 10580

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of third inventor: DAH-WEIH DUAN

Inventor's signature: _____

Date: _____

Residence: 1185 Park Lane, Yorktown Heights, New York 10598

Citizenship: Taiwan, Republic of China

Post Office Address: Same as above

Full name of fourth inventor: RICHARD JOSEPH GAMBINO

Inventor's signature: _____

Date: _____

Residence: 148 Sycamore Circle, Stony Brook, New York 11790

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of fifth inventor: PAUL ANDREW MOSKOWITZ

Inventor's signature: _____

Date: _____

Residence: 2015 Hunterbrook Road, Yorktown Heights, New York 10598

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of sixth inventor: ALEJANDRO GABRIEL SCHROTT

Inventor's signature: Alejandro Gabriel Schrott

Date: 9/22/00

Residence: 175 West 12th Street #9B, New York, New York 10011

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of seventh inventor: ROBERT JACOB VON GUTFELD

Inventor's signature: Robert Jacob Von Gutfeld

Date: 9/22/00

Residence: 600 West 115th Street, New York, New York 10028

Citizenship: U.S.A.

Post Office Address: Same as above

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